

MINUTES

CODE ENFORCEMENT BOARD

City Commission Chambers
301 S. Ridgewood Ave., Daytona Beach, FL 32115

Members: Weegie Kuendig, Chairman; Turner Hymes, Vice-Chairman; Neil Harrington, Karen Robey, Bradford Gonzalez, Matthew Reinhart & Katherine Marsh.

July 14, 2022

Members present:

Mrs. Weegie Kuendig, Chairman
Ms. Turner Hymes, Vice-Chairman
Mr. Bradford Gonzalez
Mrs. Karen Robey
Ms. Katherine Marsh
Mr. Neil Harrington
Mr. Charles Cino, Esquire, Board Attorney

Staff present:

Mr. Anthony Jackson, Esq., Assistant City Attorney
Captain Scott Lee, Daytona Beach Police Department
Mr. Denzil Sykes, Neighborhood Service Manager
Mr. Mark Jones, Field Supervisor
Ms. Sara Kirk, Code Inspector
Mr. Roosevelt Butler, Code Inspector
Mr. Mark Bostwick, Code Inspector
Mr. Daniel Garcia, Code Inspector
Mr. John Stenson, Code Inspector
Mr. Joe Graves, Audio/Video
Mr. Xavier Campbell, Audio/Video
Mrs. Brenda Seivwright, Board Secretary

Approval of Minutes by: Max Wise "Weegie" Kuendig Chairman

The Chairman Mrs. Kuendig called the meeting to order at 9:00 a.m.

Mrs. Seivwright called the roll. All present except **Mr. Reinhart. Mr. Gonzalez** made a motion to excuse **Mr. Reinhart, Mrs. Hymes** seconded the motion, and all agreed, and motion passed.6-0.

Mrs. Kuendig asked for approval of the minutes from the July meeting, **Mr. Gonzalez** has objection to part of the minutes regarding the discussion by the board and pointed out the objections.

Mrs. Kuendig questioned how that would be corrected, **Capt. Lee** explained that it is not a transcription but important things that may be helpful and continues the plan of action to correct the minutes by explaining we can review the video and adjust the minutes. And bring them back next month for approval.

Then **Mr. Harrington** asked about the discussion had by the board and was it explained to him by **Capt. Lee** and concluded by **Mr. Gonzalez**

Mrs. Hymes made a motion to continue the minutes approval until next month and **Mr. Gonzalez** seconded the same and the motion was approved 6-0.

Mrs. Kuendig asked if there was **any disclosure of Ex Parte Communications**, none noted.

Mrs. Kuendig asked for any **announcements**.

Mrs. Brenda Seivwright read the **announcements as follows**.

CEB 09-21-270 Elaine I Thomas at 20261 Peninsula Dr. – via zoom.

CEB 05-22-120 Eloise D Jones C/O Shawn Stafford at 923 S Dr. Martin Luther King Jr. Blvd

Compliance 7/13/2022

CEB 05-22-118 Gwendolyn D Frost at 941 Emma St

Compliance 7/12/2022

CEB 07-22-146 Lisa Quimby & Nathan R Ferland - via zoom.

CEB 07-22-163 Edward K Garrison at 420 Mobile Ave.

Compliance 7/7/2022.

CEB 07-22-148 Joseph C Talavera at 510 Lenox Ave

Compliance 7/7/2022

CEB 07-22-157 Connie Jenkins, Gary Edward, Shirley Annette Hubbs 923 Berkshire Rd.

Compliance 7/13/2022.

Staff was sworn

Mrs. Kuendig explains the procedures to respondents and says if time goes passed 11:00am a break will be taken.

Cases were called in the order they were called and heard.

LR-1

CEB 09-21-270 - Elaine I Thomas - 2061 S Peninsula Dr.

Elaine Thomas was sworn in.

Capt. Scott Lee presented the case and testified on the status of the case. Staff recommend reduction or offer to a reduction of 10% administrative cost and both parties agreed to submit to the board for approval.

Mrs. Kuendig asked **Mrs. Thomas** what were her circumstances, she responded they never received communication regarding the initial citation and her father previously owned the property which she inherited it upon his death.

Board Action: **Mrs. Hymes** made a motion to reduce the amount of the lean to \$1,000.00 subject to be paid within 30 days, or the fine will revert to the original amount. **Mr. Harrington** seconded the same and the motion was approved 6-0.

LR-2

CEB 10-19-226 - Kaitlin M. Harkin - 611 Tarragona Way

Kaitlin Harkin sworn in.

Capt. Scott Lee presented the case and testified on the status of the case. Staff recommend reduction or offer a reduction of \$3,000.00 administrative cost and both parties agreed to submit to the board for approval.

Board Action **Mr. Harrington** made a motion to reduce the amount of the lean to \$3,000.00 subject to be paid within 30 days, or the fine will revert to the original amount. **Mrs. Hymes** seconded the same and the motion was approved 6-0.

Continued Cases

CASE # 1 - CEB 02-22-70 - Jeffrey D Hill is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **1010 Libby Ave.** Violation(s) – **Outdoor storage and dilapidated roof.**
First Notified – 9/1/2021

Jeffrey Hill was sworn in.
Inspector Butler testified to the status of the case.

BOARD ACTION: **Mr. Harrington** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Himes** seconded the same and the motion was approved 6-0.

CASE # 2 - CEB 03-22-79 - Clarence John Haney Jr is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.2), at **532 Mark Ave.** Violation(s) – **Unpermitted fence, dirty and damaged fascia board.**
First Notified – 12/18/2021

No Respondent
Inspector Clearvens Baptiste testified to the status of the case. and he has had communication with the owner. Staff recommend amend to the September cutoff.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 31, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and the motion was approved 6-0.

CASE # 3 - CEB 04-20-84 - Larry Sanders is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.19.A.4, at **721 Loomis Ave.** Violation(s) – **No permit for exterior addition, peeling paint, rotted wood, windows.**
First Notified – 8/16/2019

No Respondent
Inspector Sara Kirk testified to the status of the case. and states Mr. Sanders is on the city's rehabilitation head waiting list since August 10,2021 Staff recommends October cutoff.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until **October 5, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and the motion was approved 6-0.

CASE # 4 - CEB 01-22-39 - Sara Ryals Edwards & Devon Robinson is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.4, 304.13), at **528 S Caroline St.** Violation(s) – **Damaged windows & doors, bare surfaces, missing support beams, peeling paint.**
First Notified – 6/1/2021

No Respondent

Inspector Sara Kirk testified to the status of the case. and states she spoken to Respondents mother, and she has spoken to the engineer and expect to have compliance within a month time. Staff recommends the next cutoff.

BOARD ACTION: **Mr. Harrington** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and the motion was approved 6-0.

CASE # 5 - CEB 04-22-83 - Melissa A Chaney is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.8, 304.5,304.6, 304.10, 304.14, 308.1, 308.2, 308.2.2, 308.3, 308.10, 605.1), at **314 Fletcher Ave & 316.** Violation(s) – Storage, landscaping, exterior appearance standards, sanitation (rubbish), junk vehicles, roof & drainage, damaged block stoop, rubbish & garbage, disposal of rubbish, disposal of refrigerator or similar equipment, disposal of garbage, electrical wiring to equipment, exterior foundation & walls, exterior porches, and window screens.
First Notified – 7/22/2021

No Respondent

Inspector Mark Jones not present

BOARD ACTION: **Mrs. Robey** made a motion to continue case until August 11, 2022 **Mrs. Hymes** seconded the same and the motion was approved 6-0.

CASE # 6 - CEB 02-22-53 - Diane O Smith is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2 A (Ref. FBC Supp. IPMC 302.7, 304.1, 304.7, 304.10, 304.13, 304.14), at **822 N Halifax Ave.** Violation(s) – Landscaping, broken windows, dilapidated roof and fascia, dilapidated deck, damaged fence, outside storage, peeling paint, damaged areas of stucco, dilapidated accessory structure, missing screens.
First Notified – 6/29/2021

No Respondent

Inspector Kevin Yates testified to the status of the case and states since the last hearing there has been no contact nor progress.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of \$50 per day effective **July 14, 2022**, to a maximum of \$10,000 or until compliance is achieved, **Mrs. Hymes** seconded the same and motion was approved 6-0

CASE # 7 - CEB 06-22-131 - Adam S Kuveke is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.6), at **366 Brookline Ave.** Violation(s) – Dilapidated exterior wall.
First Notified – 11/15/2021

Matthew Welch of Cobb & Cole Attorney

Inspector Kevin Yates testified to the status of the case and states since the last hearing he had contact and the owner has a permit to finish the work. Staff recommended amending the November hearing to allow time to complete the work and finalize the permit.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until **November 2, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and the motion was 3-2 **Gonzalez** and **Harrington**

Mrs. Kuendig asked for Roll call. There was continued explanation by Mr. Welch after the explanation of the circumstances and Mr. **Harrington** and **Mr. Gonzalez** both amended their votes to yes.

Mrs. Kuendig asked for the **Roll call**. **Mrs. Seivwright** called Roll call **Mr. Harrington** yes, **Ms. Marsh** Yes, **Mrs. Robey** yes, **Mr. Gonzalez** yes, **Mrs. Hymes** yes, **Mrs. Kuendig** yes, the same and the motion was approved 6-0.

CASE # 8 - CEB 06-22-139 - Amy S Byrd & Bryant E Byrd Jr Rev TR is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7), at **1514 N Grandview Ave.** Violation(s) – Dilapidated fence.
First Notified – 10/16/2021

No respondent

Inspector Kevin Yates testifies to the status of the case he also has no contact with owner but there is a demolition permit has been pulled to allow property to be demolished from Samsula that expires in October hearing. Staff recommended to amend until October cutoff to allow the property to be demolished.

BOARD ACTION: **Mr. Gonzalez** made a motion to amend the previous order of non-compliance and allow the Respondents until **October 5, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and the motion was approved 6-0.

CASE # 9 - CEB 06-22-134 - Earlene F Canfield- Seals Cooke is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 302.1), at **271 Woodland Ave.** Violation(s) – Outside storage, trash, debris, and junk vehicle.

First Notified – 10/21/2021

No respondent

Inspector Kevin Yates testifies to the status of the case. Staff recommended to amend until the next cut off.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Harrington** seconded the same and the motion was approved 6-0.

CASE # 10 - CEB 06-22-125 - Brett & Jennifer Crawley is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **3021 N Oleander Ave.** Violation(s) – No permit for deck and rear structure.

First Notified – 11/2/2021

No Respondent

Inspector Kevin Yates testified to the status of the case. Staff recommended to amend until compliance date. To allow 30 days to get permits and variance.

Capt. Lee commented after having the staff meeting with all department hopefully that it will be turning point in the mindset that were on a path to getting this resolved.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and the motion was approved 6-0.

CASE # 11 - CEB 06-22-127 - Shannon Martin (Shore) is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1 ; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.2, 304.3, 304.6), at **1480 N Peninsula Dr.** Violation(s) – unpermitted fence, dilapidated wall, peeling paint, address numbers don't contrast with the their background.

First Notified – 12/24/2021

Shannon Martin (Shore) was sworn in.

Inspector Kevin Yates testified to the status of the case and since the last hearing he has had contact permits have been applied for and Ms. Martin has gotten together with an engineer so dshe can get the repaired. Staff recommended to amend until September cutoff.

Mrs. Robey made a motion to change name to Shannon Martin (Shore),

Mr. Gonzalez seconded the same and the motion was approved 6-0.

Mr. Anthony Jackson City Attorney stated it should be Shannon Martin (Shore).

Mrs. Martin asked for more time, and she gave an explanation with discussion as to why.

BOARD ACTION: **Mr. Harrington** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 31, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and the motion was approved 6-0.

CASE # 12 - CEB 06-22-136 - Stylianos Tsoukalas is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.7), at **466 Nautilus Ave.** Violation(s) – **Dilapidated roof, dirt and grime.**
First Notified – 12/18/2021

Stylianos Tsoukalas was sworn in.

Inspector Kevin Yates testified to the status of the case. there was discussion about the work done and the permit needed.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of \$25.00 per day effective **July 14, 2023** to a maximum of \$15,000 or until compliance is achieved, **Mrs. Hymes** seconded the same and motion **Mrs. Kuendig** call for a **Roll call vote.** **Mrs. Seivwright** called a **Roll call** vote **Mr. Harrington** yes, **Ms. Marsh** yes, **Mrs. Robey** yes, **Mr. Gonzalez** No, **Mrs. Hymes** yes, **Mrs. Kuendig** No and the motion was approved 4-2.

CASE # 13 - CEB 06-22-142 - Dewey A Cooper et al Debbie L Cooper is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **2309 N Halifax Ave.** Violation(s) – **No permit for fence, driveway, and building renovation.**
First Notified – 2/25/2022

No respondent

Inspector Kevin Yates testified to the status of the case. Staff recommended a fine of \$ 100.00 a day to a maximum of \$15,000.00.

BOARD ACTION: **Mrs. Hymes** made a motion to impose a fine of \$100 per day effective **July 14, 2022.** to a maximum of \$15,000 or until compliance is achieved, **Mr. Gonzalez** seconded the same and the motion was approved 6-0.

Mr. Harrington left chambers at 10:30 there is still a quorum.

CASE # 14 - CEB 05-22-120 - Eloise D Jones C/O Shawn Stafford is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.7, 304.2, 304.6, 304.7), at **923 S Dr Martin Luther King Jr Blvd.** Violation(s) – **Vacant structure, Protective treatment, exterior walls, and roof & drainage, accessory structure (fencing).**
First Notified – 7/16/2021

Compliance 7/13/2022

CASE # 15 - CEB 05-22-118 - Gwendolyn D Frost is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S1; Art. 6 Sec. 6.2.H.7.a; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8), at **941 Emma St.** Violation(s) – No permit for fencing and shed, outside storage, parking in yard, junk vehicle. First Notified – 12/20/2021.

Compliance 7/12/2022

CASE # 16 - CEB 06-22-138 - Nicole J Marjanowicz is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **300 Waverly Cir.** Violation(s) – No permit for roof and fence / wall work. First Notified – 4/22/2022

No respondent

Inspector John Stenson testified to the status of the case. and states since last hearing the respondent has been to the office the wall permit was approved July 11, 2022. Staff recommended amending until the August cutoff for work to be completed.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and the motion was approved 6-0.

CASE # 17 - CEB 06-22-124 - Yvonne C Pierce is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **105 N Paul Revere Dr.** Violation(s) – Damaged roof. First Notified – 5/28/2021

No respondent

Inspector John Stenson testified to the status of the case. and also since the last hearing he has had contact with the respondents son Steven he has had an appointment with Mary Hamilton with city to be evaluated for assistance on replacing roof. And haven't received anything from her yet, staff is recommended to amend until August cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and the motion was approved 6-0.

CASE # 18 - CEB 06-22-126 - James E & Anna M Souders is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.3), at **207 Centennial LN.** Violation(s) – **No permit for new windows, closing of door, unpainted exterior surfaces, and lack of address numbers.**

First Notified – 5/26/2021

No Respondent

Inspector John Stenson testified to the status of the case and states since the last hearing permit has been reinstated and good until September 16, 2022, he's had phone conversations with the daughter on July 7th, the gutters are being installed on the twentieth, the soffits is on back order should be in the next three weeks and painting is almost done. Staff recommended until the August cutoff.

BOARD ACTION: **Mrs. Hymes** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and the motion was approved 6-0.

CASE # 19 CEB 06-22-128 - Hope & Kenneth Lindsey is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1 ; Art. 6 Sec. 6.2.H.7.a Art; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2, 304.6), at **909 Lockhart St.** Violation(s) – Lack of permits, unmaintained landscaping, outside storage, boat parking, damaged fencing, exterior wall staining.

First Notified – 11/29/2021.

No Respondent

Inspector John Stenson testifies to the status of the case and states since the last hearing I only had two phone calls. The second phone call they asked him to come perform a reinspection and remains in noncompliance. And another inspection was done on July 13, 2022, and it remains in noncompliance. Staff recommended imposing a fine of \$100.00 a day to a maximum of \$10,000.00.

BOARD ACTION: **Mr. Harrington** made a motion to impose a fine of \$100 per day effective **June 10, 2021**, to a maximum of \$10,000 or until compliance is achieved, **Mr. Gonzalez** seconded the same and the motion was approved 6-0

CASE # 20- CEB 06-22-141 - Virginia S Sotirin EST is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3 Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.3 304.6), at **1662 E Shangri LA Dr.** Violation(s) – Unmaintained landscaping; lack of address number, exterior staining on walls

First Notified – 11/22/2021.

No respondent

Inspector John Stenson testifies to the status of the case and states since the last hearing there has been no contact, no change in property. Staff recommended imposing a fine of \$100.00 a day to a maximum of \$10,000.00.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of \$100 per day effective **July 14, 2022**, to a maximum of \$1,000 or until compliance is achieved, **Mr. Gonzalez** seconded the same and motion was approved 6-0

CASE # 21 - CEB 06-22-145 - Stephen A Mezzapapelle is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **1329 Edgewater Rd.** Violation(s) – Shed installed without permit, dilapidated fencing.
First Notified – 5/28/2021

Stephen Mezzapapelle was sworn in.

Inspector John Stenson testifies to the status of the case and states he had exceptionally good contact with the property owner and has begun the variance process. His last inspection was on July 6, and he was still in a variance process.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until **August 3, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and the motion was approved 6-0.

New Cases:

CASE # 22 - CEB 07-22-159 - Frederick Smallkoff is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.6, 304.7, 304.15, 605.1), at **512 Riverview Blvd.** Violation(s) – Exterior electrical box, peeling paint, exterior walls (rotting material), gutters, and damaged garage doors.
First Notified – 4/28/2022.

No respondent

Inspector John Stenson testifies to the status of the case and states he has had no contact with the owner property been reinspected multiple times last being June 28th and property remains in compliance staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 6-0

CASE # 23 - CEB 07-22-166 - Myrtle Burton is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3(c); Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 308.1), at **Kingston Ave (Parcel # 5338-08-00-0210).** Violation(s) – Overgrown grass & weeds, trash & debris, rubbish & garbage.
First Notified – 2/12/2021

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved .6-0

CASE # 24 - CEB 07-22-161 - Liliosa Bohenzky EST is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A34; Art. 6 Sec. 6.19.A.4 Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.3, 302.7, 304.2, 304.5, 304.6,304.11), at **401 N Oleander Ave.** Violation(s) – Failure to repair damaged concrete, failure to repair peeling & discolored paint, failure to remove all exterior storage, failure to remove trash & debris and loose bricks, failure to clean all fascia board, failure to clean dirt and grime, failure to repair damaged roof.
First Notified – 6/28/2021

Tara Salvati – caregiver/friend witness

Inspector Clearvens Jean-Baptiste testified to the status of the case. and states he's had contact with the witness and asked her to come and she did, staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 8, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved .6-0

CASE # 25 - CEB 07-22-146 - Lisa Quimby & Nathan R Ferland is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.2.H.7.a., at **436 Tarragona Way.** Violation(s) – Outside storage, and parking in the yard.
First Notified – 2/7/2022.

No respondent

Inspector Sara Kirk testified to the status of the case. staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved .6-0

CASE # 26 - CEB 07-22-164 - Vivan M Brown EST & Joy Brown-Maxwell et al, Tia Watson, Richard Thomas is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.a; Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 302.8, 308.1), at **425 Maple St.** Violation(s) – Overgrowth and debris, damaged fence, inoperable vehicles parked in yard, unsanitary conditions, inadequate front door, missing flashing.
First Notified – 3/3/2022

No respondent

Inspector Sara Kirk testified to the status of the case. staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved .6-0

CASE # 27 - CEB 07-22-153 - Alexander John Joe is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.5, 304.13.2), at **628 S Segrave St.** Violation(s) – Dirt & grime, peeling paint, exterior walls damaged, non-working windows.
First Notified – 10/21/2021.

John Joe and Geneva Joe were both sworn in.

Inspector Sara Kirk testified to the status of the case. staff recommended noncompliance with compliance next cutoff.

Mr. Joe says he has problems with the windows being broken out is why he put the boards over the windows. And given suggestions from **Capt. Lee** about trespass program and was advised to see the inspector.

BOARD ACTION: **Mr. Gonzalez** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 31, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved .6-0

CASE # 28 - CEB 07-22-154 - Mario Hayes is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), at **620 S Segrave St.** Violation(s) – Dirt & grime.
First Notified – 8/7/2021.

No respondent

Inspector Tom Clig testified to the status of the case. Staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mr. Harrington** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved .6-0

CASE # 29 - CEB 07-22-156 - Jaquelyn Kemp is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.6,304.9), at **1305 North St.** Violation(s) – Structural protective treatment, exterior walls, overhang extensions.

First Notified – 4/21/2021

Jaquelyn Kemp was sworn in.

Inspector Steve Alderman testified to the status of the case. and states he has been in contact with the owner and states she is on a waiting list with city of Daytona Beach rehabilitation staff recommended noncompliance with compliance next cutoff.

Mrs. Kuendig advised Ms. Kemp to get documents confirmation. **Mr. Alderman** states she been verified signed up for funding and assistance with the city.

BOARD ACTION: **Mrs. Hymes** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Harrington** seconded the same and motion was approved .6-0

CASE # 30 - CEB 07-22-165 - William H Evans is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 304.7, 304.9), at **620 Ranney Ave.** Violation(s) – Damaged roof, damaged overhangs

First Notified – 4/22/2021

Synthia Williams was sworn in. sister of respondent.

Inspector Steve Alderman testified to the status of the case. staff recommended noncompliance with compliance next cutoff. And he spoke with Ms. Evans's son at the house was his first contact and property remained in noncompliance.

Ms. Williams will be working on the property with her son.

BOARD ACTION: **Mr. Gonzalez** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 31, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and the motion was approved. 4-2 **Harrington and Kuendig.**

Chambers break 11:25 am - Resumes 11:33 am

CASE # 31 - CEB 07-22-152 - Nathan Parsell is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.2, 304.6), at **2430 S Peninsula Dr.** Violation(s) – **Peeling paint.**

First Notified – 10/14/2021

Chelsea Parsell was sworn in. wife of respondent.

Inspector Mark Bostwick testified to the status of the case. and states he has had multiple conversations with the owner property remains in noncompliance staff recommended noncompliance with compliance next cutoff. There is progress in getting the house painted and should be done by the end of the month.

BOARD ACTION: **Mrs. Hymes** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved .6-0

CASE # 32 - CEB 07-22-162 - J WM Phillips is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.1, 304.7, 702.4), at **1505 Crescent Ridge Rd.** Violation(s) – Roof and drainage, fascia, dirt and grime, peeling paint, outside storage, egress.
First Notified – 2/9/2022.

Randall Phillips was sworn in. son of respondent.

Inspector Mark Bostwick testified to the status of the case. and states he has had a few conversations with the owner, but property remains in noncompliance. staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mrs. Hymes** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved .6-0

CASE # 33 - CEB 07-22-163 - Edward K Garrison is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2), at **420 Mobile Ave.** Violation(s) – Overgrown landscaping, dilapidated fence, and peeling paint.
First Notified – 1/14/2022

Compliance 7/7/2022.

CASE # 34 - CEB 07-22-148 - Joseph C Talavera is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.2, 304.5, 304.6, 302.7), at **510 Lenox Ave.** Violation(s) – **Exterior wall damage, dirt and grime, peeling paint.**
First Notified – 9/18/2021

Compliance 7/7/2022.

CASE # 35 - CEB 07-22-147 - Timothy Bagnall is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.6, 304.7), at **801 N Grandview Ave & 803**. Violation(s) – **Peeling paint, damaged area of soffit and fascia, broken landscaping wall.**

First Notified – 1/24/2022

Timothy Bagnall was sworn in.

Inspector Kevin Yates testified to the status of the case. And states he has had no contact with the owner and issues remain in noncompliance. staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved .6-0

CASE # 36 - CEB 07-22-151 - Dale Elder is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3, at **1292 Bel Aire Dr**. Violation(s) – **Landscaping**

First Notified – 4/6/2022.

Dale Elder was sworn in.

Inspector Kevin Yates testified to the status of the case. And states he has had no contact with the owner and issues remain in noncompliance. staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved .6-0

CASE # 37 - CEB 07-22-149 - VMJ Investments LLC is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.,304.10 304.13), at **937 Glenwood St**. Violation(s) – Dilapidated fence, dilapidated front porch, unsafe dilapidated back porch and broken windows.

First Notified – 2/28/2022.

Sabino Jauregui owner

Inspector Roosevelt Butler testified to the status of the case. And states he has had several conversations with the new property owner and who is working towards compliance. Staff recommended noncompliance with compliance next cutoff.

Mrs. Keundig advised **Mr. Jauregui** to get documentation.

BOARD ACTION: **Mrs. Hymes** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or

be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved .6-0

CASE # 38 - CEB 07-22-155 - Bradford J Bowls is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A 4; Art. 6 Sec. 6.2.7, at **924 Vine St.** Violation(s) – Dirt & grime on fascia and parking.

First Notified – 1/25/2022

Bonnie Kaelin property sworn in. property manager.

Inspector Roosevelt Butler testified to the status of the case. And states he has had contact with the property owner last reinspection was July 13th and results noncompliance. Staff recommended noncompliance with compliance next cutoff.

BOARD ACTION: **Mrs. Hymes** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved .6-0

CASE # 39 - CEB 07-22-157 - Connie Jenkins, Gary Edward, Shirley Annette Hubbs is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **923 Berkshire Rd.** Violation(s) – Work without a permit (roof).

First Notified – 2/28/2022

Compliance 7/13/2022.

CASE # 40 - CEB 07-22-160 - PB & J Walker LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.7; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2 A(Ref. FBC Supp. IPMC 302.8), at **1005 Essex Rd.** Violation(s) – Disassembling vehicles and outdoor storage.

First Notified – 11/29/2021

No respondent

Inspector Roosevelt Butler testified to the status of the case. And states he has had contact with the property owner last reinspection was June 29, 2022, and results noncompliance. Staff recommended noncompliance with compliance next cutoff.

There was continued discussion about this case. **Capt. Scott Lee** advised.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **August 3, 2022**, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved .6-0

7. Miscellaneous Business

Capt. Lee advised during break someone to ask about ethics training. There are two ethics training sessions coming up and will email it to those that stop by and see him before they leave. And there was a brief continuation of that discussion.

8. Adjournment 11:57